

FCC Received January 3, 1994 @ 3:10 p.m.
Norm A. Bradshaw

ORIGINAL

DOCKET FILE COPY ORIGINAL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

TRANSCRIPT OF PROCEEDINGS

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

IN THE MATTER OF:

MM DOCKET NO. 93-75

TRINITY BROADCASTING OF FLORIDA, INC.
and
GLENDAL BROADCASTING COMPANY
Miami, Florida

RECEIVED

JAN 10 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

DATE OF HEARING: December 17, 1993

VOLUME: 19

PLACE OF HEARING: Washington, D.C.

PAGES: 2770-2936

FREE STATE REPORTING, INC.
Court Reporting Depositions
D.C. Area (301) 261-1902
Balt. & Annap. (410) 974-0947

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

RECEIVED
JAN 10 1994

FEDERAL COMMUNICATIONS COMMISSION
 OFFICE OF THE SECRETARY

-----)
 In the matter of:)

TRINITY BROADCASTING OF FLORIDA, INC.)
 and)
 GLENDALE BROADCASTING COMPANY)

Miami, Florida)
 -----)

MM DOCKET NO. 93-75

The above-entitled matter came on for hearing pursuant to Notice before Judge Joseph Chachkin, Administrative Law Judge, in Courtroom 3, 2000 L Street, N.W., Washington, DC, 20554, in Courtroom 3, on Friday, December 17, 1993, at 9:15 a.m.

APPEARANCES:

On behalf of Trinity Broadcasting of Florida, Inc.:

NATHANIEL EMMONS, Esquire
 CHRISTOPHER HOLT, Esquire
 EUGENE MULLIN, Esquire
 HOWARD A. TOPEL, Esquire
 Mullin, Rhyne, Emmons, and Topel, PC
 1000 Connecticut Avenue, NW, Suite 500
 Washington, DC 20036-5383

On behalf of Glendale Broadcasting Company:

LEWIS I. COHEN, Esquire
 JOHN J. SCHAUBLE, Esquire
 Cohen and Berfield, P.C.
 Board of Trade Building
 1129 20th Street, NW
 Washington, DC 20036

On behalf of S.A.L.A.D.:

DAVID HONIG, Esquire
 DAVID MCCURDY, Esquire
 1800 NW 187th Street
 Miami, Florida 33056

FREE STATE REPORTING, INC.
 Court Reporting Depositions
 D.C. Area (301) 261-1902
 Balt. & Annap. (410) 974-0947

1 APPEARANCES (continued):
2 On behalf of Mass Media Bureau:

3 JAMES SHOOK, Esquire
4 GARY SCHONMAN, Esquire
5 Mass Media Bureau
6 2025 M Street, NW
7 Suite 7212
8 Washington, DC 20036
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1		I N D E X			
2	<u>Witness</u>	<u>Direct</u>	<u>Cross</u>	<u>Redirect</u>	<u>Recross</u>
3	Dr. Paul Crouch				
4	By Mr. Shook		2773		
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
21					
22					
23					
24	Hearing began: 9:15 a.m.		Hearing Ended: 4:00 p.m.		
25	Lunch Break Began: 12:30 p.m.		Lunch Break Ended: 1:30 p.m.		

P R O C E E D I N G S

JUDGE CHACHKIN: -- with Dr. Crouch now.

MR. SHOOK: Good morning, Dr. Crouch.

DR. CROUCH: Good morning, Mr. Shook. I think my voice is a little better today. We'll find out.

DR. CROUCH: Good.

Whereupon,

DR. PAUL CROUCH

having previously been duly sworn was recalled as a witness herein and was examined and testified as follows:

CROSS EXAMINATION

BY MR. SHOOK:

Q Could you turn to Mass Media Exhibit 185?

A I'm there, sir.

Q First of all, could you describe for us what this document is?

A This is a purchase order and/or check requisition form.

Q And it is a form of the Trinity Broadcasting Network, correct?

A Yes.

Q But the items being ordered are for the National Minority Station in Odessa, correct?

A That is correct.

Q Could you identify the initials that appear under

1 the words, or next to the words, "authorized by"?

2 A The first initials are Mr. William Miller,
3 Ben Miller, and I believe just above my initials, PFC, are
4 "TH," which would be Mr. Terrence Hickey. I, I'm not 100
5 percent on that, but I believe that is the case.

6 Q Okay, we were trying to determine whether that was a
7 "TH" or a "JD." We couldn't, we couldn't really tell.

8 A I think it's a "TH."

9 Q Very good. Now, by -- when you said William Miller,
10 you meant -- isn't his first name Warren?

11 A Warren, yes.

12 Q But we all know him as Ben Miller.

13 A Correct.

14 Q Now, could you explain for us why items for the
15 National Minority station are being ordered on a Trinity form?

16 A I, I'm not sure, sir.

17 Q All right, perhaps to help you with this, it looks
18 as if the date, and there's a pen mark around it so it may be
19 a little bit difficult to make out, but it seems to me that
20 the date is March 7, 1988.

21 A Yes, sir.

22 Q Does that help you at all in terms of providing an
23 explanation?

24 A The only explanation I can conceive is that this, I
25 think, is prior to Odessa signing on the air and National

1 Minority was just now beginning to enter into some serious
2 business, and perhaps forms had not been yet generated; so as
3 a convenience, I, I have to just presume, that they used the
4 Trinity Network purchase order forms.

5 Q All right, well, this is something then that you
6 really don't have any knowledge about?

7 A Well, I initialled it and, and I agreed to the
8 purchase of these items here enumerated.

9 Q My question was a little vague. What I, what I
10 meant by that was that you didn't have any knowledge or an
11 explanation as to why the Trinity form was used. You're
12 guessing, or presuming, or speculating, I take it.

13 A You're absolutely correct.

14 Q Do you have any knowledge as to why the matters in
15 question, or the matters being ordered, the items being
16 ordered, are being shipped to Trinity Broadcasting of Arizona?

17 A Yes. Trinity of Arizona has a, a fairly commodious
18 warehouse over there, and it was simply a good drop-off point
19 to assimilate and accumulate technical equipment for final
20 assembly and shipment to the building site in Odessa.

21 Q Would you please turn to Mass Media Exhibit 189?

22 A Yes, sir, I'm there.

23 Q Now this also appears to be a purchase order for
24 Odessa, correct?

25 A Yes, sir.

1 Q Utilizing the Trinity form?

2 A Yes, sir.

3 Q The initials appear to be somewhat covered up
4 because of the various other markings on the page but do
5 you -- can you identify any of the initials?

6 A I certainly see my "PFC" and I think the "TH" is
7 still there, and beyond that -- over here I see "LER," so
8 "requisition by" I think, I think it would be practically
9 identical to the one we just discussed.

10 Q Very good. Would you please turn to Mass Media
11 Exhibit 191?

12 A Yes, sir.

13 Q There is a new person involved here, a, a "J" or
14 "John" Rimer or Rimer, R-I-M-E-R.

15 A Rimer.

16 Q Could you identify him, please?

17 A Mr. John Rimer was a -- for a time a building con-
18 tractor that worked for a while as an outside contractor, but
19 at some point I believe became an actual employee of Trinity
20 Broadcasting.

21 Q Is Mr. Rimer still an employee of Trinity?

22 A No, sir.

23 Q When did he leave Trinity's employment?

24 A Several years ago but I, I just couldn't remember
25 exactly.

1 Q Do you have any knowledge as to approximately how
2 long a period of time Mr. Rimer was a Trinity employee?

3 A I, I would only be able to guess 2 or 3 years.

4 Q Well, I was just looking for your best approxima-
5 tion.

6 A Yes, sir.

7 Q Where was Mr. Rimer physically situated? Did he
8 have an office at some place or was he located away from
9 Trinity headquarters? Where would we have found Mr. Rimer as
10 a Trinity employee?

11 A For a time, I believe, he would have been right
12 there in Tustin, California. Most of his time, however, was
13 spent in the Irving, Texas area as he supervised the complete
14 construction of the studios of Channel 58 there.

15 Q And the construction of those facilities took place
16 approximately during what period of time?

17 A '89, '90, '91, along in there.

18 Q Now we have taken a, a rather quick look at three
19 Trinity purchase order forms that were utilized for the Odessa
20 situation. If this -- if the station being built had been a
21 Trinity station rather than a National Minority station, would
22 there have been anything different about the forms and proce-
23 dures utilized with respect to the purchase orders we've just
24 seen?

25 A If you're discussing strictly engineering and tech-

1 nical matters, there probably would not have been a great deal
2 of, of difference. Mrs. Duff routinely approved the purchase
3 orders and check requisitions that related to the nontechnical
4 matters. Simply she -- she simply deferred those matters over
5 to Mr. Miller and myself because of our better understanding
6 of the technical field.

7 Q All right, so there would be a virtual similarity if
8 the matter were limited engineering, is that what you're
9 saying?

10 A I believe that's the case, yes, sir.

11 Q And you're distinguishing engineering from a differ-
12 ent situation, a non-engineering situation, whatever that
13 might be?

14 A Yes.

15 Q And what would happen in a non-engineering situation
16 if it were a Trinity station as opposed to a National Minority
17 station?

18 A In the case of a National Minority station, the
19 purchase orders and check requisitions, to my knowledge, would
20 routinely be passed by Mrs. Duff for approval.

21 Q And if it were a Trinity station, who would it have
22 been passed by?

23 A It would have been passed by the appropriate
24 departmental head and generally myself, if it were above
25 \$1,000.

1 Q How many different department heads would we be
2 talking about here?

3 A Well, we have Engineering; we have Programming; we
4 have Stewardship; we have Finance; we have Media Services; we
5 have Shipping and Receiving. We have quite a number of major
6 department heads who might initiate a purchase order and then
7 it would be routinely routed past Mr. Hickey in my absence, or
8 myself if I were present.

9 Q And you're saying that they would not have been
10 routed past Mrs. Duff at all?

11 A Not routinely.

12 Q Not routinely but on occasion.

13 A Possibly on occasion, yes, sir.

14 Q On the other hand, if it were a National Minority
15 station of which, at least for the major stations we've had
16 two, or we will have two when we get to the second one, are
17 you, are you saying that all non-engineering purchase orders
18 would initiate from Mrs. Duff's office or at least would be
19 passed by Mrs. Duff's office?

20 A Both. They might be initiated or at least routinely
21 would be passed by her.

22 Q Right, now I'm not saying "might be" -- or, I mean,
23 I'm not -- are you saying that some of them would be initiated
24 by her but some would not?

25 A Yes. Yes.

1 Q All right, would you please turn to Mass Media
2 Exhibit 192?

3 A Yes, sir.

4 Q I'd like you to turn to the second page, the bottom
5 picture which obviously is a little difficult to see but I
6 think the caption will help you in terms of who that person
7 is. The part that I'm focusing on is really just on the
8 second, second and third lines, and it would be fair to state,
9 would it not, that, that Pastor Hill is a personal friend of
10 yours and has been for quite some time?

11 A Yes, sir.

12 Q Would you please turn to Mass Media Exhibit 193?

13 A Yes, sir.

14 Q The person to whom this check requisition is appar-
15 ently designed to reimburse is a person named Harold Prentice.
16 Do you see that?

17 A Yes.

18 Q Would you tell us who Harold Prentice is?

19 A I believe he was the chief engineer at the Odessa
20 station.

21 Q Did you have any role in recruiting Harold Prentice
22 for his position?

23 A No, sir.

24 Q Do you know who did?

25 A No, sir.

1 Q Did you have any role in interviewing Mr. Prentice
2 for the chief engineer's position in Odessa?

3 A I have no recollection of interviewing Mr. Prentice.

4 Q Do you know who did?

5 A I have understood that Mr. Miller and Mrs. Duff did.

6 Q You understood. How did, how did you obtain your
7 understanding?

8 A I believe Mrs. Duff told me.

9 Q That's just your -- you don't remember anything
10 about that?

11 A It's a little fuzzy in, in my memory, Mr. Shook, but
12 to the best of my recollection I believe Mrs. Duff indicated
13 to me that she, and I believe, also Mr. Miller had been
14 instrumental in interviewing Mr. Prentice for the position.

15 Q Okay, would it also be your recollection that they
16 were instrumental in hiring Mr. Prentice?

17 A I believe Mrs. Duff ultimately made the selection in
18 the hiring of Mr. Prentice.

19 Q So are you aware of what role, if any, Mr. Miller
20 had in that process?

21 A Undoubtedly a recommendation but I, I'm not for
22 certain about that.

23 Q Would you please turn to Mass Media Exhibit 194?

24 A Yes, sir.

25 Q And I recognize this memo was not originated by you

1 or sent to you, so if you would, for the purposes of my
2 questioning all you need to look at are pages 1 and 2, and
3 pages 12, 13, 14, and 15.

4 A Yes, sir, I've generally reviewed the document.

5 Q Now, turning back to the first page, did you have
6 any awareness of this memo on or about the time that it was
7 sent?

8 A No, sir.

9 Q Would you turn to page 2, please?

10 A Yes, sir.

11 Q Aside from the information that appears under the
12 words "index" at the top where it says, "Trinity Broadcasting
13 Network, Inc. Full Powers -- Full-Power TV Stations," what, if
14 any, common thread exists among the 17 stations that are
15 noted?

16 A These would be stations in which Trinity was -- was
17 either the owner and operator of, or had an interest in by
18 virtue of some common board membership.

19 Q There are no stations listed here where Trinity has
20 only a programming affiliation agreement, correct?

21 A No, sir.

22 Q Now could you turn to pages 12 through 15?

23 A I'm there.

24 Q Now under the index it says, "Trinity Broadcasting
25 Network Inc. Low-Power TV Authorizations." Do you see that?

1 A Yes, sir.

2 Q With the exception of number 10, Fresno, California,
3 and number 85, Houston, Texas, would it be your understanding
4 that every station listed here was a Trinity Broadcasting
5 Network owned and operated low-power station? Or authoriza-
6 tion, I should say.

7 A Um-hum. It would appear to be, Mr. Shook, but there
8 are, as you pointed out, quite a number -- I see 94 authoriza-
9 tions listed here and, and I, I couldn't swear to it that each
10 and every one was a Trinity authorization with the exception
11 of the, the two that you just mentioned. But I will, I will
12 certainly say that it appears to be a list of Trinity
13 low-power authorizations.

14 Q Now this is, this is May of 1988, according to the
15 memo's date.

16 A Yes, sir.

17 Q And according to the memo, both Fresno and Houston
18 are authorizations by this time. Were you aware in May of
19 1988 that National Minority had an authorization for Houston,
20 Texas?

21 A I may have been. I, I have no absolute independent
22 recollection of that, but I am certainly generally made aware
23 in fairly short order if we -- as we've discussed, when an
24 authorization is granted.

25 Q Now, you recall from yesterday that the grant date

1 for Houston was in January. Do you remember that?

2 A If you tell me so, I, I accept that.

3 Q Well, January 29, 1988. That's Mass Media
4 Exhibit 180; that was the grant date.

5 A Yes.

6 Q It is now May 9. Were you aware of any activity
7 toward building the low-power station in Houston?

8 A I'm not aware of any such activity.

9 Q Were you aware of any reason why there had been no
10 apparent activity to build the Houston low-power station
11 during that period?

12 A No, sir.

13 Q Would you please turn to Mass Media Exhibit 196?

14 A Yes, sir.

15 Q Now, I see initials "PFC." Do you see that?

16 A Yes, sir.

17 Q Now, I also see a little note above it, above it.
18 Can you tell me what that represents, if you know?

19 A It says "verbal."

20 Q Now those aren't your initials, are they?

21 A No.

22 Q But apparently somebody put them on this form
23 because there was a verbal authorization from you?

24 A Yes, sir, this happens fairly frequently when I'm
25 traveling and away. Sometimes a purchase order or a check

1 requisition will be conveyed to me over the telephone and I
2 will give a verbal okay and it is so noted here.

3 Q Was there any particular reason why you were giving
4 the authorization over the phone as opposed to Mrs. Duff or
5 another board member of National Minority TV?

6 A Again, this is clearly a highly technical purchase
7 order for a television transmitter.

8 Q Is it due to the technical nature of the equipment
9 or is it due to the cost, because I, I can see that we're
10 talking about a fairly large-ticket item?

11 A It would be both.

12 Q Both. Was there some limit that existed with
13 respect to National Minority purchase orders that would
14 require your involvement in terms of a, of a cost?

15 A There is no memorialized policy in writing to my
16 knowledge, but it's just sort of a general understanding
17 amongst the staff and myself that if it exceeds \$1,000; if, if
18 it's a discretionary item, it should be, be brought to my
19 attention. If it's non-discretionary, such as a klystron tube
20 that burns out and there is no choice, you have to replace the
21 tube, it is understood informally amongst the staff that you
22 simply make the required repair and, and go forward, and we'll
23 do the paperwork later.

24 Q Would you please turn to Mass Media Exhibit 197?

25 A Yes, sir.

1 Q Would you look at the fifth paragraph on the first
2 page?

3 (Pause.)

4 A Yes, sir, I've read that.

5 MR. SHOOK: One second, Your Honor.

6 (Asides.)

7 JUDGE CHACHKIN: Go ahead, Mr. Shook.

8 BY MR. SHOOK:

9 Q Would you read that to yourself, please?

10 A I, I have.

11 Q I think it was Jane Duff -- you have.

12 A Yes.

13 Q Now, why is that Jane Duff is bringing the matter of
14 the Monroe station to the attention of the Trinity board? Why
15 isn't this something that is going to be considered by
16 National Minority TV?

17 A Well, first of all, it's not clear to me that she is
18 actually bringing this matter to our attention. It simply
19 says that she discussed the matter of Channel 63/Monroe. She
20 was, after all, assistant to myself and I will say routinely
21 she did not get that involved in full-power authorizations,
22 she concentrated more in the low-power area, but here for
23 whatever reason that I don't recall, she, apparently at least,
24 entered into the discussion for this particular station.

25 Q I'm just -- I'm wondering, is there an explanation

1 as to when a matter such as this, such as a permit for a
2 full-power station, would be brought to the attention of
3 National Minority and when would it be brought to the atten-
4 tion of Trinity? Is there some way to explain why in this
5 case the Monroe, Georgia permit is being discussed by the
6 Trinity board but the permit, for example, later on for
7 Wilmington is being brought to the attention of National
8 Minority? What, what, if anything, is there that, that can
9 explain that?

10 A Well, I can tell you what was in my mind, Mr. Shook.
11 It was, it was my desire that Trinity Broadcasting reach its
12 full complement of, of 12 stations as, as permitted by
13 Commission rules. Obviously we had not reached that threshold
14 yet so it was --

15 Q Well, sir, because remember with Dallas, Dallas was
16 your 12th, and that was late 1986? And that's what triggered,
17 apparently, National Minority coming into being in a sense
18 transforming, if you will, from Translator TV, because Trinity
19 could reach this limit of 12 with Dallas --

20 A That's right.

21 Q -- and with Odessa, that has go someplace else
22 apparently.

23 A Um-hum.

24 Q Now, here, I'll just -- I'm asking you to, to think,
25 why is Monroe being brought to the attention of Trinity and

1 not being brought to the attention of National Minority? If
2 you, if you have an explanation, fine; if you don't, we'll
3 move on.

4 A You've caused me to search my memory, sir, and I, I,
5 I do remember one compelling reason. Atlanta, Georgia, hap-
6 pens to be wife's home town and I think she was quite excited
7 about the prospect of Trinity having its own station in an
8 area that was very near and dear to her heart, so I, I believe
9 that was certainly one of the reasons that tipped the scale
10 for Trinity to pursue this particular market as opposed to
11 another.

12 JUDGE CHACHKIN: Well, Mr. Shook, I think you asked
13 a more general question. Was there any particular policy
14 determination as to when a station would be pursued, an allo-
15 cation would be pursued, by NMTV as opposed to TBN and vice
16 versa? Was there any general policy as to when this would
17 take place? Isn't that the question you asked?

18 DR. CROUCH: Um-hum. The answer, sir, is I, I know
19 of no such formal policy.

20 JUDGE CHACHKIN: Go ahead, Mr. Shook.

21 BY MR. SHOOK:

22 Q Would you please turn to Mass Media Exhibit 200?

23 A Yes, sir.

24 Q Now, apparently with that memo that we saw just a
25 little while ago from Mr. May that was dated in May of 1988,

1 and it indicated that Fresno was an authorization, perhaps
2 Mr. May was a little bit ahead of himself or he had an inside
3 source at the agency who let him know what was going to hap-
4 pen, but here we have the permit for Fresno and it's dated
5 June 23, as you can see.

6 A Yes.

7 Q Now, do you have any recollection of when this
8 permit was brought to your attention?

9 A No, sir, I do not.

10 Q In the normal course, however, such a permit would
11 have been brought to your attention relatively quickly after
12 its issuance?

13 A That, that would be the routine, yes, sir.

14 Q And such a permit would have been brought to your
15 attention in the normal course by whom?

16 A Generally by Mrs. Duff.

17 Q And is that because it is for a low-power authoriza-
18 tion, or because this permit is being issued to National
19 Minority TV?

20 A That -- both.

21 Q Both. If the permit had been for a Trinity
22 low-power station, would Mrs. Duff have brought it to your
23 attention?

24 A Very probably.

25 Q Very probably. Would you please turn to Mass Media

1 Exhibit 201?

2 A Yes, sir.

3 Q Just take a, a brief look through the first two
4 pages and then I, I believe you'll have a general familiarity
5 of what this document is.

6 A Yes, sir, I -- excuse me, I, I, I see generally that
7 this is a construction permit application on behalf of
8 National Minority TV for Salt Lake City, Utah.

9 Q Now, please turn to page 14.

10 A Yes, sir.

11 Q Page 14 reflects, does it not, that the intention,
12 at least, and as we know from other materials, the actual
13 filing of applications occurred with respect to Hartford,
14 Connecticut; Wilmington, Delaware; Columbus, Ohio; and the
15 application that you're looking at, which is Salt Lake City?
16 Do you see that?

17 A Yes, sir.

18 Q Did you have any awareness prior to the time the
19 applications were filed on or about June 24, 1988, that such
20 filings were going to occur?

21 A No, sir.

22 Q You had no such awareness.

23 A No, sir.

24 Q Did you have awareness of any low-power filings that
25 were made on behalf of Trinity and/or its affiliated or

1 related corporations?

2 A I generally knew that filings were going to be made
3 and when certain appropriate windows were opened at the
4 agency, I knew that the staff would be working up potential
5 markets in which to file, but I did not get personally
6 involved in the -- generally personally involved in the, in
7 the selection of those markets.

8 Q Low-power market selection was not something that
9 you were very much involved in, is that what you are saying?

10 A No, sir. I certainly knew of and, and approved the
11 process by which applications were to be made but it was, it
12 was more an engineering function for the engineering depart-
13 ment to identify areas that coordinated and were able to be
14 filed for.

15 Q And low power was generally still under the province
16 of Mrs. Duff at this time, wasn't it?

17 A Yes, sir.

18 Q And that would be low power for both National
19 Minority and for Trinity?

20 A Yes, sir.

21 Q Did you have any discussions with Mrs. Duff as to
22 how it would be determined that some markets would be filed
23 for by National Minority and some would be filed for by
24 Trinity?

25 A No, sir, as far as I know that determination was

1 made pretty much by Mrs. Duff. I, I did not make that
2 determination.

3 Q Other than Mrs. Duff, are you aware of any other
4 person who was involved in making those selections?

5 A No, sir.

6 Q Would you please turn to page 7 of the exhibit?

7 A Yes, sir.

8 Q You see this is the Certification of Preferences
9 page?

10 A Yes, sir.

11 Q Do you recall there being any discussion between
12 yourself and anyone else at --

13 A I'm there.

14 Q -- at Trinity and/or National Minority as to whether
15 or not the preference for minorities should be claimed on
16 behalf of National Minority?

17 A No, sir, to my knowledge, this document was prepared
18 by Mrs. Duff in cooperation with FCC counsel and I, I have no
19 recollection of any involvement in that at all.

20 Q Did you have any involvement in the answers provided
21 for the diversification preference portion of the application?

22 A No, sir.

23 Q Please turn to Mass Media Exhibit 202.

24 A Yes, sir.

25 Q It's a, it's a two-page document so take a brief

1 look at both pages.

2 (Pause.)

3 A Yes, sir, I've reviewed those pages -- excuse me.

4 Q Would you like to take a drink?

5 A I'm having a little trouble with my throat this
6 morning. Yes, sir.

7 Q Now, this is a memo to yourself from George
8 Sebastian, and you previously identified George Sebastian as a
9 volunteer who was involved in low-power matters, correct?

10 A Yes, sir.

11 Q This memo is dated June 29, which follows by approx-
12 imately 5 days the filing of the applications that we've just
13 talked about. Is this a memo that was something that you had
14 received in the normal course following the filing of applica-
15 tions of low-power stations?

16 A Yes, sir, I believe as a general rule once the
17 filings were completed I was at least notified as to the areas
18 that had been filed for.

19 Q Do you recall seeing this memo on or about the date
20 of its issuance?

21 A I, I, I do not have any independent recollection of
22 that, sir, but I, I probably did.

23 Q Well, now, do you see the writing on the first page?

24 A Yes.

25 Q Where it says "call 7-13-88" and then it says,